



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

Addendum #1 to the Reclamation Contract

Simplot Phosphates LLC, Vernal Phosphates Operation, M/047/007

March 7, 2006

Susan Wartman, Risk Management Asst.
Simplot Phosphates LLC
Post Office Box 27
Boise, Idaho 83707

On September 22, 2005, the Division received a Corporate Surety Bond issued by Liberty Mutual Insurance Company, bond number 023-007-092, for US \$2,336,000.00. This bond became effective on December 17, 2005. A corporate surety rider issued by Liberty Mutual Insurance Company is forthcoming that identifies the acreage of the disturbed area at 1159.9 acres and the mine plan approval date of September 5, 1980. In addition, a company name change from SF Phosphates Limited Company to Simplot Phosphates LLC occurred which is identified in the bullets below.

This letter serves as an acknowledgment and approval of the following:

- **SURETY and SURETY COMPANY:** Corporate Surety Bond executed by Liberty Mutual Insurance Company on December 17, 2005, bond number 023-007-092, for Two Million Three Hundred and Thirty Six Thousand Dollars US \$2,336,000.00;
- **COMPANY MANAGERS AND MEMBERS:** J.R. Simplot Company, Member and Manager; Morpheus, Inc, Member; Agribusiness Capital Corp., Member;
- **THE OPERATOR'S OFFICERS** are as follows: Through J.R. Simplot Company – A Dale Dunn, Director; Don J Simplot, Director; Robert J Lane, Director; Scott R Simplot, Director; Terry T Uhling, Secretary; Thomas J Sorge, Treasurer; Kevin Storms, Vice President;
- **OPERATOR:** Simplot Phosphates LLC

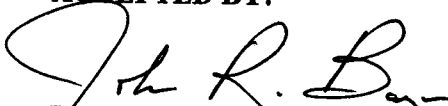
Nothing herein contained shall vary, alter, or extend any provision or condition of the Reclamation Contract.

To the extent any conflict exists between this addendum and the Reclamation Contract, these terms shall control.

Please acknowledge with your signature, make a copy, and return this letter with original signature to the Division.

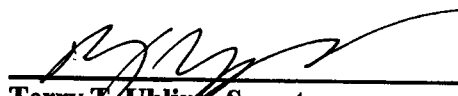
The below signed, acknowledge and accept these revisions and incorporate them into the December 12, 2001 Reclamation Contract.

ACCEPTED BY:



John R. Baza, Director
Division of Oil, Gas and Mining

3/13/06
Date



Terry T. Uhling, Secretary
Simplot Phosphates LLC

3/21/06
Date